

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

#6

In re Application

Inventors: Rocky Stewart, Pal Takacsi-Nagy,  
Pascal Hoebanx, Sanjay Dalal  
and David Wiser

Appl. No.: 09/785,872

Confirm. No.: 6323

Filed: February 16, 2001

Title: PLUGGABLE HUB SYSTEM FOR ENTERPRISE  
WIDE ELECTRONIC COMMERCE

PATENT APPLICATION

Art Unit: 2152

Examiner: Unassigned

Customer No. 23910

**CERTIFICATE OF MAILING UNDER 37 C.F.R. §1.8**

I hereby certify that this correspondence is being deposited in the United States Postal Service with sufficient postage as first class mail in an envelope addressed to Commissioner for Patents, Art Unit 2152, Washington, DC 20231, on June 20, 2001.

(Attorney Signature)

Jason D. Lohr, Reg. No. P-48,163  
Signature Date: June 20, 2001

**INFORMATION DISCLOSURE STATEMENT UNDER 37 C.F.R. §1.56**

Commissioner for Patents  
Art Unit 2152  
Washington, DC 20231

Sir:

It is requested that the information identified in this statement be considered by the Examiner and made of record in the above-identified application. This statement is not intended to represent that a search has been made or that the information cited in the statement is, or is considered to be, material to patentability as defined in 37 C.F.R. §1.56. If this is a continuation, divisional or continuation-in-part application, it is understood that the Examiner will consider all information which was considered by the Office in a parent application. MPEP §609. Such information therefore is not listed herein unless it is desired that the information be printed on a patent issuing from the subject application.

***Enclosed with this statement are the following:***

- ☒ Form PTO-1449. The Examiner is requested to initial the form and return it to the undersigned in accordance with M.P.E.P. §609.
- ☒ A copy of each cited document as required by 37 C.F.R. §1.98. Copies are not submitted of documents previously submitted by the applicant in a parent application from which

benefit under 35 U.S.C. §120 is claimed, 37 C.F.R. §1.98(d)(1), with an information disclosure statement submitted in the parent application which complies with the Sept. 8, 2000 or subsequent revision of 37 C.F.R. §1.98(a-c). If any of the cited/submitted documents is in a foreign language, a concise explanation of relevance is provided pursuant to 37 C.F.R. §1.98(a)(3)(i). For foreign language documents cited in a search report by a foreign patent office, the requirement for a concise explanation of relevance is satisfied by the submission herewith of an English language version of the search report. MPEP §609A(3). If a written English-language translation of a non-English language document, or portion thereof, is within the possession, custody or control of, or is readily available to any individual designated in §1.56(c), a copy of the translation accompanies this statement, 37 C.F.R. §1.98(a)(3)(ii), and satisfies the requirement for a concise explanation of relevance, MPEP §609A(3).

☒ A copy of a Notification of Transmittal of the International Search Report or the Declaration.

*This statement should be considered because:*

☐ **37 C.F.R. §1.97(b).** This statement qualifies under 37 C.F.R. §1.97, subsection (b) because:

(1) It is being filed within three months of the filing date of an application other than a continued prosecution application under § 1.53(d);

-- OR --

(2) It is being filed within 3 months of entry of a national stage;

-- OR --

(3) It is being filed before the mailing date of the first Office Action on the merits,

-- OR --

(4) It is being filed before the mailing date of the first Office Action after the filing of a Request for Continued Examination under 37 C.F.R. §1.114.

☒ **37 C.F.R. §1.97(c).** Although it may not qualify under subsection (b), this statement qualifies under 37 C.F.R. §1.97, subsection (c) because:

(1) It is being filed before the mailing date of a FINAL office action, a Notice of Allowance, or an action that otherwise closes prosecution in the subject application, whichever occurs first.

-- AND (check at least one of the following) --

☒ (1) It is accompanied by a STATEMENT as set forth in 37 C.F.R. §1.97(e).

-- OR --

☐ (2) It is accompanied by the \$180 fee set forth in 37 C.F.R. §1.17(p).

— **37 C.F.R. §1.97(d).** Although it may not qualify under subsection (b) or (c), this statement qualifies under 37 C.F.R. §1.97, subsection (d) because:

- (1) It is being filed on or before payment of the issue fee;  
-- AND --
- (2) It is accompanied by a STATEMENT as set forth in 37 C.F.R. §1.97(e);  
-- AND --
- (3) It is accompanied by the \$180 fee set forth in 37 C.F.R. §1.17(p).

— **PTA Statement under 37 C.F.R. §704(d).** Each item of information contained in the information disclosure statement was cited in a communication from a foreign patent office in a counterpart application and this communication was not received by any individual designated in §1.56(c) more than thirty days prior to the filing of the information disclosure statement.

✓ **Fee Authorization.** The Commissioner is hereby authorized to charge underpayment of any additional fees or credit any overpayment associated with this communication to Deposit Account No. 06-1325. A duplicate copy of this authorization is enclosed.

Respectfully submitted,

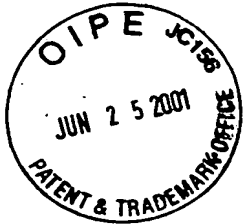
FLIESLER DUBB MEYER & LOVEJOY LLP

Date: \_\_\_\_\_

6/20/2001

By: \_\_\_\_\_

Jason D. Lohr  
Jason D. Lohr, Reg. No. P-48,163



**STATEMENT**

*(Attachment to Information Disclosure Statement)  
(Use only if required)*

✓ 37 C.F.R. §1.97(e)(1). THE UNDERSIGNED ATTORNEY HEREBY STATES THAT each item of information contained in this information disclosure statement was first cited in any communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this information disclosure statement; or

— 37 C.F.R. §1.97(e)(2). THE UNDERSIGNED ATTORNEY HEREBY STATES THAT no item of information contained in this Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application and, to the knowledge of the person signing this statement after making reasonable inquiry, no item of information contained in this Information Disclosure Statement was known to any individual designated in §1.56(c) more than three months prior to the filing of this statement.

Respectfully submitted,

FLIESLER DUBB MEYER & LOVEJOY LLP

Date: 6/20/2001

By: Jason D. Lohr  
Jason D. Lohr  
Reg. No. P-48,163

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JUN 27 2001

Technology Center 2100



2152

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(Attorney Signature)

Jason D. Lohr, Reg. No. P-48,163

Signature Date: June 20, 2001

TRANSMITTAL LETTER

RECEIVED

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Technology Center 2100

Commissioner for Patents  
Art Unit 2152  
Washington, DC 20231

Sir:

Transmitted with this communication in connection with the above-identified application are the following:

- ☐ A Response under 37 C.F.R. §1.111 to the Office Action dated \_\_\_\_.
- ☐ A Response under 37 C.F.R. §1.116 to the Office Action dated \_\_\_\_.
- ☐ A Petition for an Extension of Time under 37 C.F.R. §1.136.
- ☐ A Statement pursuant to 37 C.F.R. §1.27 to establish small entity status under 37 C.F.R. §1.9(f).
- ☒ An Information Disclosure Statement pursuant to 37 C.F.R. §1.56.

The fee associated with this communication has been calculated as shown below:

- ☒ No fee is required with this communication.
- ☐ Small entity status of this application under 37 C.F.R. §1.9 and §1.27 has been established.
- ☐ A fee for extension of time for response under 37 C.F.R. §1.136 filed within \_\_ month(s) after the original time for response of \$\_\_\_ is due.
- ☐ A fee of \$180.00 is due for the submission of the accompanying Information Disclosure Statement.
- ☐ A fee for addition of claims under 37 C.F.R. §1.16 is due as follows:

Claims Remaining After Amendment	Highest Previously Paid For	Number Extra	Rate Small Entity/ Other Than Small Entity		
Total			\$ 9.00		
Claims __ - <u>[20 or more]</u>	=	__* X	\$18.00	=	\$
Independent			\$40.00		
Claims __ - <u>[3 or more]</u>	=	__* X	\$80.00	=	\$
First Presentation of			\$135.00		
Multiple Dependent Claim(s) __			\$270.00	=	\$

\*If the difference is less than zero, enter "0".

Additional Fee = \$\_\_\_\_\_

The total fee required with this communication is \$\_\_\_ and is to be paid as follows:

- ☐ Please charge Deposit Account No. 06-1325 in the amount of \$\_\_. A duplicate copy of this authorization is enclosed.
- ☐ A check in the amount of \$\_\_\_ is enclosed.

☒ The Commissioner is hereby authorized to charge underpayment of any fees, including the following fees, associated with this communication or credit any overpayment to Deposit Account No. 06-1325. A duplicate copy of this authorization is enclosed.

☒ Any filing fees under 37 C.F.R. §1.16 for the presentation of additional claims.

☒ Any patent application processing fees under 37 C.F.R. §1.17 including any applicable fee for extension of time.

Respectfully submitted,

Date: 6/20/2001

By: Jason D. Lohr  
Jason D. Lohr  
Reg. No. P-48,163

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